

105-24-0237

MPB
Box Regu

AMSTER, ROTHSTEIN & EBENSTEIN

ATTORNEYS AT LAW

PATENTS • TRADEMARKS • COPYRIGHTS

90 PARK AVENUE

NEW YORK, NEW YORK 10016

TELEPHONE: (212) 697-5995

FACSIMILE: (212) 286-0854

NEAL L. ROSENBERG

DENISE A. LINDENAUER

NANCY M. DODDERIDGE

PATRICK BOLAND*

TREBOR LLOYD

JOSEPH M. CASINO

JOHN S. ECONOMOU

MICHAEL V. SOLOMITA

HOLLY PEKOWSKY

MICHAEL P. KENNEY

MARION P. METELSKI*

SCOTT MCCLAVE

MAX VERN

DANA R. METES

KARL J. KOLBINGER

BRIAN A. COMACK

RICHARD S. MANDARO

NATALIE BOGDANOS

MARC J. JASON

ELIE H. GENDLOFF, PH.D.*

DAVID MITNICK

CHARLES W. RATH

BERNARD MAISTER, M.D.*

MORTON AMSTER
DANIEL S. EBENSTEIN
PHILIP H. GOTTFRIED
MICHAEL J. BERGER
NEIL M. ZIPKIN
ANTHONY F. LO CICERO
KENNETH P. GEORGE
ABRAHAM KASDAN, PH.D.
IRA E. SILFIN
CHESTER ROTHSTEIN
CRAIG J. ARNOLD

JESSE ROTHSTEIN (RETIRED)

SENIOR COUNSEL

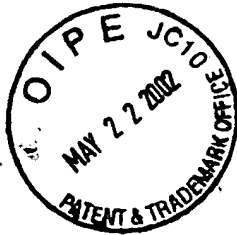
CHARLES R. MACEDO

MARK J. ROSENBERG

KENNETH M. BERNSTEIN

OF COUNSEL

JERRY D. DAINOW



May 22, 2002

* NOT ADMITTED IN NEW YORK

via Express Mail

Commissioner for Patents
Washington, DC 20231

Box MISSING PARTS

"Express Mail" mailing label No. EV 034640524 US

Date of Deposit: May 22, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name: Elie H. Gendloff

Signature: *Elie H. Gendloff*

Re: U.S. Patent Application Serial No. 10/060,941

Title: MULTIPLE VIRAL REPLICON CULTURE SYSTEMS

Inventors: Julie Dyall, Charles P. Romano, Paul D. Olivo and Robert M. Roth

Our File: 3219/5

Sir:

Enclosed please find the following documents for filing with the above-identified application in the names of Julie Dyall, Charles P. Romano, Paul D. Olivo and Robert M. Roth, entitled MULTIPLE VIRAL REPLICON CULTURE SYSTEMS:

1. an Amendment and Response to Notice to File Missing Parts of Nonprovisional Application (3 pages) with attached Marked-Up Claims After Amendment (5 pages);
2. a copy of the Notice to File Missing Parts of Nonprovisional Application ... as required (2 pages);
3. an originally signed Declaration (3 pages);
4. four (4) signed Power of Attorney forms (4 pages total);
5. a Sequence Listing in both computer-readable form (one diskette) and paper copy (3 pages);

May 22, 2002

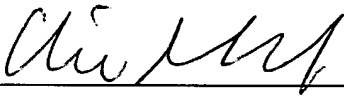
6. an Information Disclosure Statement by Applicant form (3 pages) with 17 references attached;
7. an Amster, Rothstein & Ebenstein check in the amount of \$462.00 to cover the basic filing fee (\$370), three excess claims over 20 (\$27) and a late declaration surcharge (\$65) for small entity status; and
8. a Return receipt postcard.

Please acknowledge receipt of the enclosed documents by stamping the enclosed postcard and returning same.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN
Attorneys for Applicants
90 Park Avenue
New York, New York 10016
(212) 697-5995

Dated: New York, New York
May 22, 2002

By: 
Elie H. Gendloff
Registration No. 44,704



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/060,941	01/29/2002	Julie Dyall	3219/5



Elie H. Gendloff, Ph.D., Esq.
AMSTER, ROTHSTEIN & EBENSTEIN
90 Park Avenue
New York, NY 10016

CONFIRMATION NO. 7296

FORMALITIES LETTER



OC000000007727800

Date Mailed: 03/27/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$441.
 - \$441 for 49 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 876.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

06/24/2002 17:05:50 00000007 011785 10060941

05/28/2002 SDENB081 00000093 10060941

01 FC:203

9.00 CH

01 FC:201
02 FC:203370.00 OP
27.00 OP

03 FC:205

65.00 OP

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY